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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 5

Application Number

10/020,540

Filing Date

October 30, 2001

First Named Inventor

Gusui Wu

Group Art Unit

Unassigned 1638

Examiner Name

Unassigned Helmer

Attorney Docket Number

0173.210US

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Response
 - ☐ After Final
 - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Additional Enclosure(s) (please identify below):

Receipt of Acknowledgment of postcard; References 1-18

Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0990 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Christopher M. Holman, Reg. No. 40,021

Signature

Date

June 20, 2002

CERTIFICATE OF MAILING

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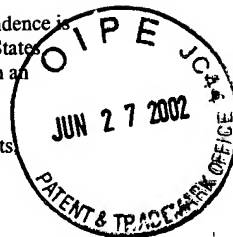
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By Victoria MacMillan
Victoria MacMillan



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11/12/02

Attorney Docket No. 0173.210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gusui Wu

Application No.: 10/020,540

Filed: October 30, 2001

For: STRAWBERRY VEIN
BRANDING VIRUS (SVBV)
PROMOTER

Examiner: Unassigned

Art Unit: Unassigned

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER
37 CFR § 1.97 and § 1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The references cited on attached form PTO-SB/08 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicants believe that no fee is required for submission of this statement, since it is being submitted prior to a first Office action on the merits. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0990. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Christopher M. Holman
Reg. No. 40,021

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Substitute for form 1449A-B/PTO

**SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT BY
APPLICANT**

(use as many sheets as necessary)

Complete if Known

Application Number	10/020,540
Filing Date	October 30, 2001
First Named Inventor	Gusui Wu
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	0173.210US

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
	1	5,850,019		Maiti et al.	12/15/1998	
	2	6,018,100		Rogers	01/25/2000	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (if known)				

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	3	BYTEBIER, BENNY et al., "T-DNA organization in tumor cultures and transgenic plants of the monocotyledon <i>Asparagus officinalis</i> ", <i>Proc. Natl. Acad. Sci. USA</i> , (1987) 84:5345-5349	
	4	COMAI, LUCA et al., "Novel and useful properties of a chimeric plant promoter combining CaMV 35S and MAS elements", <i>Plant Molecular Biology</i> , (1990) 15:373-381	
	5	DEY, NRISINGHA et al., "Structure and promoter/leader deletion analysis of mirabilis mosaic virus (MMV) full-length transcript promoter in transgenic plants", <i>Plant Molecular Biology</i> , (1999) 40:771-782	
	6	FANG, RONG-XIANG et al., "Multiple cis Regulatory Elements for Maximal Expression of the Cauliflower Mosaic Virus 35S Promoter in Transgenic Plants", <i>The Plant Cell</i> , (1989) 1:141-150	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute for form 1449A-B/PTO SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)	Complete if Known	
	Application Number	10/020,540
	Filing Date	Oct ber 30, 2001
	First Named Inventor	Gusui Wu
	Group Art Unit	Unassigned
	Examiner Name	Unassigned
	Attorney Docket Number	0173.210US

7	FRALEY, ROBERT T. et al., "Expression of bacterial genes in plant cells", <i>Proc. Natl. Acad. Sci. USA</i> , (1983) 80:4803-4807	
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15	ODELL, JOAN T. et al., "Properties of an isolated transcription stimulating sequence derived from the cauliflower mosaic virus 35S promoter", <i>Plant Molecular Biology</i> , (1988) 10:263-272	
16	PETRZIK, KAREL et al., "Strawberry Vein Banding Virus-Definitive Member of the Genus Caulimovirus", <i>Virus Genes</i> , (1998) 16:303-305	
17	SHIMAMOTO, KO et al., "Fertile transgenic rice plants regenerated from transformed protoplasts", <i>Nature</i> , (1989) 338:274-276	
18	WEISING, KURT et al., "Foreign Genes In Plants: Transfer, Structure, Expression, And Applications", <i>Annu. Rev. Genet.</i> , (1988) 22:421-477	

Examiner Signature		Date Considered	
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